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5           UNITED STATES DISTRICT COURT  
6           WESTERN DISTRICT OF WASHINGTON  
7           AT SEATTLE

8           UNITED STATES OF AMERICA,  
9                 Plaintiff,  
10              v.  
11           DANIEL NIX,  
12                 Defendant.

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8           CASE NO. CR17-105RSL  
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10           AMENDED ORDER DENYING  
11           DEFENDANT'S MOTION TO STAY  
12           ORDER TO SELF-SURRENDER

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14           This matter comes before the Court on defendant Daniel Nix's "Motion to Stay  
15           Order to Self-Surrender." Dkt. # 216. The motion was filed on January 2, 2019, one day  
16           before defendant was to self-surrender to the Federal Correctional Institution Taft  
17           Satellite Camp in California.

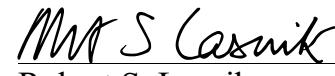
18           In his motion, defendant claimed that he was not provided with a notice  
19           designating a surrender date or institution. After reviewing the motion and the attached  
20           exhibit, the Court's staff contacted the U.S. Probation Office to find out if a designation  
21           had been made and notice given. The U.S. Probation Office confirmed that a letter was  
22           sent to defendant on December 18, 2018, informing him that the U.S. Bureau of Prisons  
23           had designated Federal Correctional Institution Taft Satellite Camp and directing him to  
24           self-surrender no later than January 3, 2019 at 10:00 a.m. The letter is attached to this  
25           Order. Defendant's motion to stay self-surrender was therefore DENIED.

1           Minutes before the Court issued its order, the Ninth Circuit considered and  
2 resolved a similar motion by treating defendant's request as a motion for bail pending  
3 appeal and applying Ninth Circuit Local Rule 9-1.2, including the stay of surrender  
4 provision. While the Court sees no reason to alter its determination of the issue, it hereby  
5 amends its order to acknowledge the Ninth Circuit's contrary ruling and to attach the  
6 transcript of the sentencing hearing.

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8           DATED this 3rd day of January, 2019.

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11           Robert S. Lasnik  
12           United States District Judge

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